

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
GREENBELT DIVISION

KENYON DEVON AMES, )  
v. )  
ENTERPRISE RAC COMPANY )  
OF MARYLAND, LLC )  
*Plaintiff,* )  
*Defendant.* )  
Case No. 8:25-cv-01585-DLB

**DEFENDANT ENTERPRISE RAC COMPANY  
OF MARYLAND, LLC'S MOTION TO DISMISS**

Pursuant to Federal Rule of Civil Procedure Rule 12(b)(6), Defendant Enterprise RAC Company of Maryland (hereinafter “Enterprise” or the “Company”), by counsel, hereby moves to dismiss Plaintiff’s Complaint in its entirety. Plaintiff’s retaliation claim must be dismissed with prejudice because the Occupational Safety and Health Act does not provide a private right of action for retaliation. Furthermore, Plaintiff’s claims of race and gender discrimination also must be dismissed because Plaintiff has failed to sufficiently plead facts to make such a claim plausible.

WHEREFORE, for the reasons set forth above and in the attached Memorandum in Support, Enterprise respectfully requests that the Court dismiss all claims asserted against it in the Complaint filed by Plaintiff and award such other relief as is just and proper.

Enterprise respectfully request that this honorable Court schedule a hearing on the instant Motion.

Date: May 23, 2025

Respectfully submitted,

/s/ Edward Lee Isler  
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**CERTIFICATE OF SERVICE**

I certify that on this 23<sup>rd</sup> day of May, 2025, I caused a true and correct copy of the foregoing to be sent by United States and electronic mail to Plaintiff as follows:

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*Pro Se Plaintiff*

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